

Attorney Docket No: DDOT-001/06US



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By: \_\_\_\_\_

*Dolores McKay*  
Dolores McKay

Technology Center 210

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of John Albert Kembel, et al.

Serial No.: 09/558,923

Examiner: Not assigned

Filed: April 26, 2000

Art Unit: 2756

For: APPARATUS AND METHOD FOR DYNAMICALLY COORDINATING THE DELIVERY OF COMPUTER READABLE MEDIA

Commissioner for Patents  
Washington, D.C. 20231

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

1. Applicant hereby submits this Information Disclosure Statement in accordance with 37 CFR 1.98 and pursuant to Applicant's continuing duty under 37 CFR 1.56 to bring any information which may be material to patentability of this application to the Examiner's attention.
2. Applicant makes no representation that a search has been conducted by the Applicant, or that there is not possibly more relevant art. Applicant also makes no representation that the information submitted herewith is in fact material.

☐ No copies enclosed: The publications listed on the enclosed PTO Form 1449 have been previously cited by or submitted to the PTO as recited in the Information Disclosure Statement Transmittal that accompanies this paper. In accordance with the provisions of 37 C.F.R. 1.98(d), no copies of these publications are being provided.

- ☒ Copies enclosed: Copies of the publications listed on the enclosed PTO Form 1449 are being provided with this Information Disclosure Statement.
- ☒ The enclosed publications were cited in a foreign examination report in a related International Application No. PCT/US00/11507. A copy of the search report and the cited references are attached hereto.
- ☐ The search report is not in the English language and a translation of the search report is enclosed.
- ☐ At least one of the enclosed publications is not in the English language.
- ☐ English translation(s) are enclosed.
- ☐ Enclosed is an explanation of the relevance of non-English publications for which an English translation is not available.
- ☐ The explanation is in the form of an English language search report.

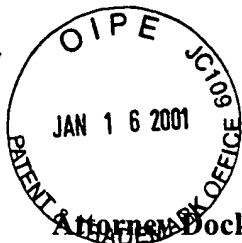
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Enclosures: 1. Form PTO 1449  
2. Copies of references cited on Form PTO-1449

Respectfully submitted,  
COOLEY GODWARD LLP

By: \_\_\_\_\_

William S. Galliani  
Reg. No. 33,885



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL**

1. Transmitted herewith are:
- ☒ Information Disclosure Statement
  - ☒ PTO Form 1449
  - ☒ Copies of publications listed on the PTO Form 1449
  - ☐ English translation of foreign language reference(s)
  - ☐ No copies of publications listed on the PTO Form 1449 are being provided as this application claims continuation status to application Serial No. \_\_\_\_\_ and copies of the listed publications were provided in the parent application.
  - ☒ Copy of foreign examination report
  - ☐ English translation of foreign examination report

2. ☒ This Information Disclosure Statement is filed before the later of:
- ☐ three months from the filing date of this national application;
  - ☐ three months from the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or
  - ☒ the mailing date of a first office action on the merits.

In accordance with 37 CFR 1.97(b), no fee is required.

3. ☐ This Information Disclosure Statement is filed after the events noted in paragraph 2, but before either:
- ☐ Final action under 37 CFR 1.113, or
  - ☐ Notice of Allowance under 37 CFR 1.311.

In accordance with 37 CFR 1.97(c) also enclosed is:

- ☐ Fee under 37 CFR 1.17(p) in the amount of \$240.00, or
- ☐ Statement. See below.

4. ☐ This Information Disclosure Statement is filed before the payment of the issue fee, but after either:
- ☐ Final action under 37 CFR 1.113, or
  - ☐ Notice of Allowance under 37 CFR 1.311.

In accordance with 37 CFR 1.97(d) also enclosed is:

- ☐ Statement as specified in 37 CFR 1.97(e)
- ☐ Petition requesting consideration of the Information Disclosure Statement; and
- ☐ The petition fee set forth in 37 CFR 1.17(i) in the amount of \$130.00.

5. Statement. The undersigned states:

- ☐ Each item of information contained in the Information Disclosure Statement cited herein was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing date of this Information Disclosure Statement; or
- ☐ No item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the

undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing date of this Information Disclosure Statement.

6. Fees

- ☒ No fee is required.
- ☐ Check in the amount of \$\_\_\_\_\_ is attached.
- ☐ Please charge Deposit Account No. 03-3117 in the amount of \$\_\_\_\_\_.
- ☒ The Commissioner is hereby authorized to charge any underpayment or credit any overpayment of the patent application processing fees under 37 CFR 1.17 associated with this communication to Deposit Account No. 03-3117.

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